

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Mar 04, 2024**

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

MATTHEW and NIKI TSCHIRGI,  
individually and as the marital  
community thereof,

Plaintiffs,

v.

LIBERTY MUTUAL, a Massachusetts  
corporation,

Defendant.

NO: 2:22-CV-0326-TOR

ORDER OF DISMISSAL WITH  
PREJUDICE

BEFORE THE COURT is the parties' Stipulation of Dismissal. ECF No. 22. The stipulation is filed pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) and provides that all claims be dismissed with prejudice and without costs or attorneys' fees to any party. The Court has reviewed the record and files herein and is fully informed.

According to Rule 41(a)(1)(A)(ii), a plaintiff may dismiss an action by filing a stipulation signed by all parties who have appeared.

1 **ACCORDINGLY, IT IS HEREBY ORDERED:**

- 2 1. Pursuant to Rule 41(a)(1)(A)(ii) and the parties' stipulation, this action is  
3 **DISMISSED** with prejudice and without costs or attorneys' fees to any  
4 party.  
5 2. The pending motion, ECF No. 15, is **DENIED** as moot.  
6 3. The deadlines, hearings and trial are **VACATED**.

7 The District Court Executive is directed to enter this Order and Judgment  
8 accordingly, furnish copies to counsel, and **CLOSE** the file.

9 **DATED** March 4, 2024.



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A handwritten signature in blue ink that reads "Thomas O. Rice".

THOMAS O. RICE  
United States District Judge